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Attorney for Defendant ARSEN TONoyAN,

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

THE UNITED STATES OF AMERICA,

Plaintiff,

vs.

ARSEN TONoyAN,

Defendant.

Case No. 1:22-CR-00085-JLT-SKO

**STIPULATION AND ORDER TO
VACATE STATUS
CONFERENCE AND SET A TRIAL
DATE;**

STIPULATION

The defendant, ARSEN TONoyAN, by and through his counsel, Melissa Baloian, and the United States of America, by and through its counsel, Assistant United States Attorney Joseph Barton, hereby stipulate as follows:

1. By previous order, this matter was set for a status conference hearing on October 18, 2023, at 1:00 p.m.

2. By this stipulation, the government and the defendant now move to set the matter for jury trial on June 18, 2024, and to exclude time between October 18, 2023, and June 18, 2024.

3. The parties agree and stipulate, and request the Court find the following:

1 a. The defense and the government have been in communication regarding
2 this matter.

3 b. Defense counsel requests additional time to review the discovery, discuss
4 a possible settlement with the government and the defendant, and to conduct possible further
5 investigation.

6 c. The continuance until the trial confirmation hearing on June 18, 2024,
7 will provide the necessary time for defense counsel and the defendant to review the matter for
8 trial and also finalize any potential plea negotiations.

9 d. Based on the above-stated findings, the ends of justice served by
10 continuing the case as requested outweigh the interest of the public and the defendant in a trial
11 within the original date prescribed by the Speedy Trial Act.

12 e. For the purposes of computing time under the Speedy Trial Act, 18
13 U.S.C. §3161, et seq. within which trial must commence, the time period of October 18, 2023,
14 to June 18, 2024, inclusive, is deemed excludable pursuant to 18 U.S.C. §§3161(h)(7)(A) and
15 3161 (h)(7)(B)(i)(ii) and (iv) because it results from a continuance granted by the Court at the
16 parties' request on the basis of the Court's finding that the ends of justice served by taking such
17 action outweigh the best interest of the public and the defendant in a speedy trial.

18 4. Nothing in this stipulation and order shall preclude a finding that other
19 provisions of the Speedy Trial Act dictate the additional time periods are excludable from the
20 period within which a trial must commence.

21 IT IS SO STIUPLATED.

22 Dated: October 12, 2023

23 /s/ Melissa Baloian

24 _____
25 **MELISSA BALOIAN**
26 Attorney for Defendant

26 Dated: October 12, 2023

27 /s/ Joseph Barton

28 _____
29 **JOSEPH BARTON**
30 Assistant United States Attorney

ORDER

IT IS SO ORDERED.

Dated: 10/12/2023

Sheila K. Oberto
SHEILA K. OBERTO
UNITED STATES MAGISTRATE JUDGE